IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

Crl.Rev.Pet.No. 1626 of 2007()

CRA.297/2006 of ADDL. SESSIONS COURT (ADHOC), THODUPUZHA
CC.532/2005 of CHIEF JUDICIAL MAGISTRATE COURT, THODUPUZHA

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REVN. PETITIONER: APPELLANT/ACCUSED

FLOY THOMAS, AGED 36 YEARS,
S.O.KURUVILA,THRURUTHIKKARA,
THEKKUMBHAGOM P.O.,THODUPUZHA.

BY ADV. SRI.RENJITH B.MARAR
SRI.PRABHU VIJAYAKUMAR
SMT.LAKSHMI RENJITH

RESPONDENT: RESPONDENT/COMPLAINANT

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1. STATE OF KERALA REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. BINU JOY,
THEKKEVATTAKUNNEL HOUSE,
NAGAPUZHA KARA,KALLOORKADU VILLAGE,
MUVATTUPUZHA TALUK.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1626 of 2007

Dated this the 12th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Sections 323, 447 and 448 IPC ad sentenced to pay a fine of Rs.1,000/- and in default, to undergo simple imprisonment for two months for the offence under Section 323 IPC and to pay a fine of Rs.500/- and in default, to undergo simple imprisonment for one month for the offence under Section 447 IPC. It is also directed that the fine amount of Rs.3,000/- which should be paid to PW1 as compensation.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to remit the fine amount. In the circumstances, the sentence to pay the fine amount is modified to pay a fine of Rs.1,25,000/- retaining the default clause. The rest of the sentence is confirmed. The fine amount, if realised, shall be paid to the complainant. The revision petitioner is granted six months' time from today onwards to pay the fine amount. He shall appear before the Chief Judicial Magistrate Court-Thodupuzha on 15.10.2007 to receive the

sentence. Non bailable warrant, pending, if any shall be kept in abeyance till 15.10.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl